

Addressing	
From	To
Laurie Kermish/R9/USEPA/US	Ellen Blake/R9/USEPA/US@EPA Ellen Blake/R9/USEPA/US@EPA
CC	BCC
David Wampler/R9/USEPA/US@EPA	
Description Form Used: Memo	
Subject	Date/Time
Fw: Question: OMSS and AB Trucking CWA suit	11/04/2010 12:08 PM
# of Attachments	Total Bytes
1	1,209,288
NPM	Contributor
	Kimberly Wells
Processing	
Comments	

Body

Document Body

Attorney-Client

----- Forwarded by Laurie Kermish/R9/USEPA/US on 11/04/2010 12:01 PM -----

From: Richard Grow/R9/USEPA/US
To: Laurie Kermish/R9/USEPA/US@EPA
Date: 11/04/2010 10:48 AM
Subject: Fw: Question: OMSS and AB Trucking CWA suit

Attorney-Client

Thanks



2010.4.23 Complaint_OMSS Trucking[1].pdf

----- Forwarded by Richard Grow/R9/USEPA/US on 11/04/2010 10:46 AM -----

From: Richard Grow/R9/USEPA/US
To: Laurie Kermish/R9/USEPA/US@EPA

Laurie

Attorney-Client

Thanks

Richard Grow
7-4104

----- Forwarded by Richard Grow/R9/USEPA/US on 11/04/2010 10:08 AM -----

From: Allan Zabel/R9/USEPA/US
To: Richard Grow/R9/USEPA/US@EPA
Date: 11/04/2010 08:43 AM
Subject: Re: Question: OMSS and AB Trucking CWA suit

Attorney-Client

Attorney-Client

Allan Zabel, Senior Counsel - Air and Toxics
U.S. Environmental Protection Agency, Region 9
75 Hawthorne Street (ORC-2)
San Francisco, CA 94105
(415) 972-3902
(415) 947-3570 fax
zabel.allan@epa.gov

This email, including attachments, may contain information that is confidential and/or protected by the attorney/client or other privileges. If you are not an intended recipient, please delete this email, including attachments, and notify me by email or at (415) 972-3902.

Richard Grow---11/04/2010 08:03:12 AM---

From: Richard Grow/R9/USEPA/US
To: Allan Zabel/R9/USEPA/US@EPA
Date: 11/04/2010 08:03 AM
Subject: Question: OMSS and AB Trucking CWA suit

Allan

Attorney-Client

Attorney-Client

Thanks

Richard

----- Forwarded by Richard Grow/R9/USEPA/US on 11/04/2010 07:57 AM -----

From: Doug Bloch <doug.bloch@changetowin.org>
To: Jack Broadbent <jbroadbent@baaqmd.gov>, Cynthia Marvin <cmarvin@arb.ca.gov>, Richard Grow/
R9/USEPA/US@EPA, Sandra Witt <sandra.witt@acgov.org>
Date: 04/28/2010 01:40 PM
Subject: OMSS and AB Trucking legal problems

Dear all,

I want to alert you to some legal developments concerning Oakland Maritime Support Services (OMSS) and AB Trucking, which share common ownership.

As you know, OMSS is the City of Oakland's contractor for maritime support services (including truck parking and services) at the former Oakland Army Base. Seeing as your agency staff sometimes operate out of the "OT-411" trailer at OMSS, I thought you should be aware of what is happening.

Last Friday, Northern California River Watch filed a lawsuit against OMSS in the United States District Court for alleged violations of the Federal Clean Water Act on their property. I don't need to tell any of you that this is very serious business. The alleged violations include discharging "oil, grease, rinse water, soap residue, engine coolant, solvents, volatile organic compounds, heavy metals associated with vehicle fluids and storm water falling onto the maintenance area", along with "urine and other wastes" into storm drains which run directly into the San Francisco Bay.

AB Trucking, which shares common ownership with OMSS, is being sued by former employees for alleged violations of California Labor laws. A lawsuit in the Superior Court, Alameda County alleges AB Trucking failed to pay the minimum wage, did not provide compensation for all hours

worked, did not abide by laws governing meal and rest periods, neglected to provide accurate itemized wage statements, and failed to pay all wages owed to an employee upon termination.

While these are all allegations, they are disturbing. Oakland deserves the highest environmental and workplace standards from our contractors.

The Federal Clean Water Act complaint is attached.

Doug

[attachment "2010.4.23 Complaint_OMSS Trucking[1].pdf" deleted by Allan Zabel/R9/USEPA/US]